IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.9376 OF 2003
WITH
CIVIL APPLICTION NO.263 OF 2004

M/s. Sai Re-powering Works Pvt. Ltd. ... Petitioner

Vs.

Mr. Krishna Harihar Sharma & Ors. ... Respondents

Mr. Vikram Pai for the petitioner.

Mr. H.P. Nathani i/b Harshad & Co. for respondent Bank.

CORAM: V.G. PALSHIKAR &
SMT. RANJANA DESAI, JJ.

DATED: 13TH AUGUST, 2004.

P.C.:-

In view of the judgment of the Supreme Court of India in **Mardia's case**, the petition is liable to be dismissed and it is accordingly dismissed.

Interim order to continue for four weeks to enable the petitioner to take appropriate remedies under the Act.

In view of the above, the civil application does not survive and disposed of accordingly.

(V.G. PALSHIKAR, J.)

(SMT. RANJANA DESAI, J.)